

**AMENDMENT TO H.R. 1304, AS REPORTED
OFFERED BY MR. BALLENGER OF NORTH
CAROLINA**

Page 3, line 9, strike “Any” and insert “Except as provided in paragraph (3) of subsection (c), any”.

Page 4, after line 20 insert the following:

1 (3) APPLICATION.—The exemption provided in
2 subsection (a) shall not apply to the following:

3 (A) Any negotiations with a health plan re-
4 garding or relating to fees, payments, or reim-
5 bursement, including the methodology of such
6 fees, payments, or reimbursement between
7 health care professionals and health plans.

8 (B) Any negotiations with a health plan to
9 permit health care professionals to balance bill
10 patients.

11 (C) Any health care professional who has
12 not submitted to and received approval from the
13 Secretary of Health and Human Services for a
14 plan that specifies policies and procedures to
15 identify and reduce the incidence of medical er-
16 rors.

17 (D) Any health care professional who has
18 not disclosed to patients and prospective pa-

1 tients information regarding the professional's
2 participation in such negotiations.

3 (E) Any acts by health care professionals
4 to engage in boycotts.